
Public Utilities Commission of the State of California

Wesley M. Franklin, Executive Director

Headquarters

505 Van Ness Avenue
San Francisco, CA 94102
(415) 703-2782

Southern California Office

320 West 4th Street, Suite 500
Los Angeles, CA 90013
(213) 576-7000

Website: <http://www.cpuc.ca.gov>

Calendar Archive: http://www.cpuc.ca.gov/daily_calendar_archive/

Daily Calendar **Thursday, November 14, 2002**

- Regular Commission Meetings
- Notices
- Subscription Information (Daily Calendar and Agenda)
- Commissioner Office Hours
- Public Meetings and Workshops
- Notice of Draft Resolutions (PU Code § 311(g))
- New Filings
- Petitions for Modification and Applications for Rehearing
- Draft Decisions/Proposed Decisions/Alternates/Presiding Officer's Decisions/
Arbitrator's Reports
- Advice Letter Filings
- Miscellaneous Transportation Items
- Miscellaneous Telecommunication Matters
- Adjournments/Resettings/Hearings Concluded
- Removals from Calendar
- New Settings
- Law and Motion Hearings
- Final Oral Argument
- Hearings
- Notice of Denial of Request for Ex Parte Meeting
- Notice of All-Party Meetings (PU Code §1701.3(c))
- Notice of Ex Parte Communications



The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. Please see the *Notice to People With Disabilities* section on page two of this Daily Calendar for further information.

REGULAR COMMISSION BUSINESS MEETINGS

November 21, 2002	10 am	San Francisco
December 5, 2002	10 am	San Francisco
December 19, 2002	10 am	San Francisco

COMMISSION RATESETTING DELIBERATIVE MEETINGS

(Not Open to the Public)

Ratesetting Deliberative Meeting dates are reserved as noted but will only be held if there are ratesetting matters to be considered.

November 18, 2002	1:30 pm	San Francisco
December 2, 2002	1:30 pm	San Francisco
December 16, 2002	1:30 pm	San Francisco

NOTICE TO PEOPLE WITH DISABILITIES

The CPUC encourages all Californians to participate in its meetings, hearings, workshops, and proceedings. We try to hold our public meetings only in places that are wheelchair accessible and which can accommodate specialized equipment and other services useful to people with disabilities. Please see the notice of the meeting you wish to attend for more specifics.

If you plan to attend and need specialized accommodations for a particular meeting that are not listed in the notice, request them from the Public Advisor's Office at least three business days in advance of the meeting. Contact the Public Advisor's Office by any one of the following:

- e-mail: public.advisor@cpuc.ca.gov
toll-free: 1-866-849-8390
Voice: 415-703-2074
FAX: 415-355-5404 (Attn.: Public Advisor)
TTY: 1-866-836-7825 (toll-free)
1-415-703-5282

NOTICES

Delivery of Formal Pleadings for Filing

Unless otherwise directed, all courier-delivered documents submitted for filing as part of the formal record in a proceeding should be hand-carried directly to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue in San Francisco; Suite 500, 320 West 4th Street in Los Angeles; or Room 4006, 1350 Front Street in San Diego. All documents sent through the mail for formal filing should be addressed ONLY to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue, San Francisco, CA 94102.

Charge for Commission Documents

To purchase Commission documents, there is a charge of 20 cents a printed page (postage prepaid) with a minimum purchase of \$2.00.

Commission Resources Available for Rental

The auditorium, hearing rooms and training room at the headquarters of the California Public Utilities Commission, located at 505 Van Ness Avenue, San Francisco, are available for rent. Further information about requirements and fees can be obtained by contacting Colette Kondo at (415) 703-1401.

SUBSCRIPTION INFORMATION

Subscription Notice for Draft Agenda Items

In compliance with Public Utilities Code Section 311.5, parties who wish to subscribe to receive draft agenda items may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003, 505 Van Ness Avenue, San Francisco, CA 94102, or by calling (415) 703-1798. The cost for a one-year subscription to the entire public agenda package (which excludes Executive Session materials) is \$1,000. You may also order a partial agenda package (energy agenda items only or telecommunication agenda items only) at the cost of \$500 per year. The package you receive via mail will include only those agenda items available at the time of the agenda distribution date, which is usually 10 to 12 days prior to the Commission meeting. If agenda items (including revisions) are not ready on the distribution date, they will be made available at no charge in the lobby outside the Commission Auditorium at 9:00 a.m. on the morning of the Commission meeting, but not earlier.

In addition, the Commission will make draft agenda items available for viewing and photocopying (at 20 cents per page) at the Commission's Central Files Office (Room 2002), 505 Van Ness Avenue, San Francisco, and in the Los Angeles, San Diego, and Sacramento field offices. Since the agenda package will be mailed to these locations, it will be available at these locations a day or two after the distribution date. These locations will not receive agenda items that are not ready on the distribution date.

If an agenda item is held over to a subsequent Commission meeting, that agenda item and any revisions to that agenda item that were available on the morning of the initial Commission meeting (as well as any further available revisions) will be mailed in the Escutia package for the subsequent Commission meeting; the item and its revisions will also be available for viewing and photocopying in the Commission's Central Files Office and field offices as set forth above.

Intervenors who have a financial hardship determination pending or granted shall be eligible to receive draft agenda item packets at no charge.

The cost to receive the agenda only, without copies of draft agenda items, remains at \$75 per year.

Subscription Notice for Daily Calendar and/or Agenda

Parties who wish to subscribe to the Daily Calendar and/or the Agenda may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003, 505 Van

Ness Avenue, San Francisco, CA 94102, or by calling (415) 703-1798. The subscription cost for the Daily Calendar is \$225 per year. The Biweekly Daily Calendar is \$50 per year. The Agenda is \$75 per year. Checks are to be made payable to the Public Utilities Commission.

COMMISSIONER OFFICE HOURS

NONE

PUBLIC MEETING & WORKSHOPS

Joint Sub-Committee Meeting of the Low Income Oversight Board (LIOB) and the Universal Lifeline Telephone Service Administrative Committee On Outreach Synergies

November 14, 2002
11 am – 4 pm

National University
Spectrum Academic Center
9388 Lightwave Avenue
San Diego

The Low Income Oversight Board and the Universal Lifeline Telephone Service Administrative Committee are meeting jointly to facilitate public input on coordinating customer outreach between the California Alternate Rate for Energy Program (CARE) and the Universal Lifeline Telephone Service Program. This notice is being served on the service list in rulemaking R.01-08-027, and rulemaking R.98-09-005, will be posted on the Commission's websites, and will be sent to the service lists electronically.

Teleconference Information: The meeting is accessible through teleconference. To use this option, please call: 1-877-950-4894. After hearing the prompt, enter the access code 627741#. This location is wheelchair accessible, and the meeting is open to the public. For more information, please contact Terrie Tannehill (415) 703-1224 tjt@cpuc.ca.gov. For questions and information about the San Diego location, please contact Kathleen Robles at 619/563-7280. Public parking is available in the lot adjoining the university.

Public Participation Meeting – Coordinating Outreach for CARE and ULTS

November 14, 2002
7 pm – 9 pm

Courtyard Marriott
Kearny Mesa
8651 Spectrum Center Boulevard
San Diego

The Low Income Oversight Board and the Universal Lifeline Telephone Service Administrative Committee will hold a public input meeting on coordinating customer outreach between the California Alternate Rate for Energy Program (CARE) and the Universal Lifeline Telephone Service (ULTS) Program. This notice is being served on the

service list in rulemaking R.01-08-027, and rulemaking R.98-09-005, will be posted on the Commission's websites, and will be sent to the service lists electronically.

Teleconference Information: The meeting is accessible through teleconference. To use this option, please call: 1-877-950-4894. After hearing the prompt, enter the access code 627741#. This location is wheelchair accessible, and the meeting is open to the public. For more information, please contact Terrie Tannehill (415) 703-1224 tjt@cpuc.ca.gov. For questions and information about the San Diego location, please contact Kathleen Robles at 619/563-7280. Public parking is available in the lot adjoining the university.

Public Meeting Notice – Deaf and Disabled Telecommunications Program

California Relay Service Advisory Committee
(CRSAC)
November 14, 2002
2 pm – 8 pm

The Ontario Double Tree Hotel
222 North Vineyard Avenue
Ontario

The CRSAC of the Deaf and Disabled Telecommunications Program will hold a meeting to address the following:

PUBLIC MEETING AGENDA:

I. Routine Business, A. Introductions, B. Agenda Modifications and Approval, C. Public Input – Morning Session, D. Review of Minutes of the Previous Meeting, E. Action Items, F. CRS Report, 1. Data Report – Sprint, 2. Data Report – WorldCom, 3. Speech-to-Speech Report, G. Executive Director's Report, H. CRS Contract Manager's Report, I. DDTP Staff Reports, 1. Consumer Affairs Report, 2. Field Operations, 3. Marketing and Outreach, II. Public Input – 6 p.m., III. Outreach Expenditures Report (Chair), IV. Update on Web Cam Trial Program (Chair), III. Video Technology Demonstration (Chair), V. CRSAC Representative to DDTPAC (Chair), VI. Report from CRSAC Representative to DDTPAC (Chair), VII. Member Reports (Chair), VIII. Future Meetings and Locations (Chair), and IX. Adjournment.

Meeting Information: For more information, please contact Katy Franco, DDTP Committee Coordinator at (510) 302-1100 x110 voice or (510) 302-1118 TTY.

Environmental Notice: People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

Public Meeting Notice – ULTS Administrative Committee

The October 29, 2002 meeting is
continued to
November 15, 2002
9:30 am - 12:30 pm

Kearny Mesa Courtyard by Marriott
8651 Spectrum Center Boulevard, Mesa Room
San Diego

Teleconference is available at 877-780-7587 and
participant passcode of 242672#.

Universal Lifeline Telephone Service (ULTS) Trust Administrative Committee will meet on this day to discuss:
Introduction

Review and Approval of Minutes

Proposed Subcommittee Report on LIOB

Liaison Staff Report

Self-Certification and Random-Verification

Marketing Program Report

i Interim Marketing Program

ii Call Center

iii Permanent Marketing Program

Administrative Report

i Status of TD staff support

ii Financial Report – monthly report

iii Board Membership Nomination

iv Fones4All's Petition to Modify D.00-10-028/R.98-09-005

v Insurance

vi ULTS Strategic Plan

vii Decision/Resolution or Bills

Contracts Status Report

i Valdez Report and Contract

ii Richard Heath & Associates – Interim Marketing and Contract

iii Richard Heath & Associates – Call Center and Contract

Audit Contract Status

i Compliance Audit

ii Surcharge Remittance Audit

iii Claim Audit

iv Financial Audit

Announcement

Member Recommended Agenda Items Request

New & Old Business

Set Future Meeting Dates and Times

Public Comments

Contact: Angela Young at 415-703-2837 or ayy@cpuc.ca.gov.

Public Meeting - Low Income Oversight Board (LIOB)

November 15, 2002

10 am – 3:30 pm

Courtyard Marriott – Kearny Mesa

8651 Spectrum Center Boulevard

San Diego

The Low Income Oversight Board (LIOB) will meet to discuss, review, and/or decide the following: Pending CPUC orders and potential LIOB comments on any draft orders, subcommittee report on CARE and ULTS outreach synergies, draft reports on coordinated outreach for the California Alternate Rates for Energy (CARE)/Universal Lifeline Telephone Service (ULTS) programs, minutes from a prior LIOB meeting, recent Commission rulings, and utility back billing. This is an open meeting, and the public is invited to attend. This location is wheelchair accessible.

Teleconference Information: The meeting is accessible through teleconference. To use

this option, please call: 1-877-950-4894. After hearing the prompt, enter the access code 627741#. For more information, please contact Terrie Tannehill at 415-703-1224 tit@cpuc.ca.gov. For questions and information about the San Diego location, please contact Connie Mutter at 858/654-1231. Public parking is available in the lot adjoining the hotel.

Public Meeting Notice – Deaf and Disabled Telecommunications Program

Deaf and Disabled
Telecommunications Program
Administrative Committee
(DDTPAC)
November 18, 2002
10 am – 4 pm

DDTP Offices, in the Conference Room
505 14th Street, Suite 400
Oakland

The Administrative Committee of the Deaf and Disabled Telecommunications Program will hold a meeting to address the following:

PUBLIC MEETING AGENDA:

I. Discussion of and Development of Comments on, Resolution T-16703 [Zein]. The committee will discuss Draft Resolution T-16703 and will develop comments on the Draft Resolution. II. Public Input. [Members of the public will provide input to the committee.]

Meeting Information:

For more information, please contact Katy Franco, DDTP Committee Coordinator at (510) 302-1100 x110 voice or (510) 302-1118 TTY.

Environmental Notice:

People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

Public Meeting Notice – Deaf and Disabled Telecommunications Program

Deaf and Disabled
Telecommunications Program
Administrative Committee
(DDTPAC)
November 19, 2002
10 am – 4 pm

DDTP Offices, in the Conference Room
505 14th Street, Suite 400
Oakland

PUBLIC MEETING AGENDA:

I. Discussion of and Development of Comments on, Resolution T-16703 [Zein]. The committee will discuss Draft Resolution T-16703 and will develop comments on the Draft Resolution. II. Public Input. [Members of the public will provide input to the committee.]

Meeting Information:

For more information, please contact Katy Franco, DDTP Committee Coordinator at (510) 302-1100 x110 voice or (510) 302-1118 TTY.

Environmental Notice:

People with environmental illness or multiple chemical sensitivities must reduce their

exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

NOTICE OF DRAFT RESOLUTIONS
(Pursuant to PU Code § 311(g))

Pursuant to Public Utilities Code § 399.8, directs Pacific Gas and Electric Company, Southern California Edison Company, and San Diego Gas & Electric Company, to collect monies from customers to fund investments in energy efficiency, renewable energy and research development, and demonstration projects.

A draft resolution of the Energy Division as Public Utilities (PU) Code § 399.8 requires the three major California investor owned electric utilities to assess a Public Goods Charge (PGC) to customers in order to fund certain public interest programs. It specifies that, starting January 1, 2002, \$425.5 million be provided to these programs each year until January 1, 2012. However, § 399.8 does not specify how much of this annual total is to be allocated among the utilities except for the Energy Efficiency (EE) programs. Opening comments are due on November 4, 2002 and reply comments are due on November 12, 2002. Both opening and reply comments are limited to five pages. Copies of the resolution can be obtained by contacting:

Jack Fulcher
Electric Industry & Finance Branch
California Public Utilities Commission
505 Van Ness Avenue, 4th Floor
San Francisco, CA 94102
Telephone: (415) 703-1711

Draft Resolution M-4807 will be placed on the Commission Meeting Agenda of November 21, 2002. This resolution adopts level of utilities reimbursement account fees for fiscal year 2002-03.

Interested parties may obtain a copy of Resolution M-4807 for review and submission of written comments. A copy of the draft resolution may be obtained from, and any subsequent written comments should be submitted to:

James Wuehler
Water Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102
jrw@cpuc.ca.gov

Public necessity requires that the 30-day comment period of Public Utilities Code Section 311(g) be reduced so that the Commission may collect the revenues as set forth in this resolution as soon as possible. The Commission concludes that a reduction in the 30-day review period by 2 days will not compromise the public interest or any party's rights.

Accordingly we reduce the comment period for this resolution from 30 days to 28 days. Parties who wish to file comments on this resolution may do so no later than November 10, 2002.

Draft Resolution M-4805 will be placed on the Commission Meeting Agenda of November 21, 2002. This resolution adopts level of Transportation Rate Fund fees for fiscal year 2002-03.

Interested parties may obtain a copy of Resolution M-4805 for review and submission of written comments. A copy of the draft resolution may be obtained from, and any subsequent written comments should be submitted to:

James Wuehler
Water Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102
jrw@cpuc.ca.gov

Public necessity requires that the 30-day comment period of Public Utilities Code Section 311(g) be reduced so that the Commission may collect the revenues as set forth in this resolution as soon as possible. The Commission concludes that a reduction in the 30-day review period by 7 days will not compromise the public interest or any party's rights. Accordingly we reduce the comment period for this resolution from 30 days to 23 days. Parties who wish to file comments on this resolution may do so no later than November 10, 2002.

Draft Resolution M-4806 will be placed on the Commission Meeting Agenda of November 21, 2002. This resolution adopts level of Transportation Reimbursement Account fees for fiscal year 2002-03.

Interested parties may obtain a copy of Resolution M-4806 for review and submission of written comments. A copy of the draft resolution may be obtained from, and any subsequent written comments should be submitted to:

James Wuehler
Water Division

California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102
jrw@cpuc.ca.gov

Public necessity requires that the 30-day comment period of Public Utilities Code Section 311(g) be reduced so that the Commission may collect the revenues as set forth in this resolution as soon as possible. The Commission concludes that a reduction in the 30-day review period by 7 days will not compromise the public interest or any party's rights. Accordingly we reduce the comment period for this resolution from 30 days to 23 days. Parties who wish to file comments on this resolution may do so no later than November 10, 2002.

Draft Resolution Affirming Denial of Public Records Act Requests of John E. Rosenbaum on Behalf of Mirant Americas Energy Marketing, LP, et al., and of Jose Guzman on Behalf of Duke Energy Corporation.

A draft resolution (L-302) by the Legal Division denying the Public Records Act requests of John E. Rosenbaum, Esq., of White & Case on behalf of his client, Mirant Americas Energy Marketing, LP, *et al*, and by Jose E. Guzman, Jr., Esq., of Nossaman, Guthner, Knox & Elliot on behalf of his client, Duke Energy Corporation, regarding the Commission staff's inspections of Mirant and Duke facilities, will be on the December 5, 2002 Commission meeting agenda. The Commission may vote on this resolution at that time, or it may postpone a vote until later. When the Commission votes on L-302, it may adopt all or part of it as written, amend or modify it, or set it aside and prepare a different resolution.

The draft resolution will be circulated to the parties submitting the Public Records Act requests that are the subject of the draft resolution, pursuant to Public Utilities Code Section 311(g) and Rule 77.7 of the Commission's Rules of Practice and Procedure. Interested parties may obtain a copy of L-302 for review and submission of written comments. A copy of the draft resolution may be obtained from, and any subsequent written comments should be submitted to:

Laurence G. Chaset
Legal Division
California Public Utilities Commission
505 Van Ness Avenue, Room 5131
San Francisco, CA 94102
Telephone: (415) 355-5595
lau@cpuc.ca.gov

An original and 2 copies of comments must be received by the Legal Division no later than November 25, 2001. Comments shall focus on factual, legal or technical error in the draft resolution. Late filed comments will ordinarily be rejected. However, in extraordinary

circumstances, a request for leave to submit comments late, together with the proposed comments, may be filed. An accompanying declaration under penalty of perjury shall also be submitted setting forth all the reasons for the late submission.

Draft Resolution G-3334 sponsored by Commissioner Brown on implementation of D.01-12-018. It will be placed on the Commission Meeting Agenda of December 5, 2002. This resolution establishes a schedule for implementation of that decision, orders workshops to resolve issues in the unbundling of intrastate transmission and storage, and orders SoCalGas to file supplemental advice letters on transmission and storage upon completion of the workshop. Interested parties may obtain a copy of Resolution G-3334 for review and submission of written comments. A copy of the draft resolution may be obtained from, and any subsequent written comments an original and two copies of the comments, with a certificate of service, should be submitted to:

Jerry Royer
Energy Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102

Belinda Gatti
Advisor to Commissioner Brown
505 Van Ness Avenue, Room 5306
San Francisco, CA 94102
e-mail: beg@cpuc.ca.gov

Joyce Alfton
Energy Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102
e-mail: alf@cpuc.ca.gov

Public necessity requires that the 30-day comment period of Public Utilities Code Section 311(g) be reduced so that the Commission may collect the revenues as set forth in this resolution as soon as possible. The Commission concludes that a reduction in the 30-day review period by 2 days will not compromise the public interest or any party's rights. Accordingly we reduce the comment period for this resolution from 30 days to 28 days. Parties who wish to file comments on this resolution may do so no later than November 19, 2002.

NEW FILINGS

10/31/02 C02-10-044 **ECP - Tex Ritter vs Pacific Bell**, for the following orders: (1) That defendant assign to complainant the following telephone numbers (707) 783-8383 (to replace (707) 773-3838) and (707) 769-6969 (to replace (707) 773-3666); (2) That defendant install these numbers at no cost to complainant; (3) That defendant issue a referral recording of the changes for at least one year at no cost to complainant; and (4) That defendant make all of these changes without any cost to complainant.

11/5/02 C02-11-011 **CORRECTION FROM THE DAILY CALENDAR OF 11/12/02.**
Telscape Communications, Inc. (U 6589-C) **vs. Pacific Bell Telephone Company (U-1001-C)**, for the following orders: (1) that defendant be enjoined from engaging in any winback activity relating to a specific customer for a period of 60 days following the date that the customer migrates from defendant's service until such time as mechanisms are put into place that will ensure defendant's retail operations are unable to unlawfully access and use CPNI in their winback efforts; (2) that defendant immediately discontinue use of marketing materials and other efforts to incite customers to report incidents of slamming during or in conjunction with winback efforts; (3) that defendant be barred from offering or providing rebates or other discounts to customers who return to defendant's service, except to the extent those same rebates or discounts are offered and afforded to all new customers; (4) that defendant immediately credit complainant's account all amounts that have been determined by defendant to have been billed in error and to immediately remove all related late charges from complainant's account; (5) that defendant furnish DSL services to, or for the use of, consumers who receive voice service from complainant over loops owned by defendant to the same extent that such services are provided to, or for the use of, end users who receive retail voice service from defendant; (6) that defendant take immediate steps to complete the implementation of billing systems that will allow defendant to provide complainant with wholesale billing information that

is identical in terms of accuracy and timeliness to that which defendant provides to its own retail operations.

PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING

NONE

**DRAFT DECISIONS * PROPOSED DECISIONS * ALTERNATES * PRESIDING
OFFICER'S DECISION * ARBITRATOR'S REPORTS**

11/13/02	A01-01-003	Application of the Santa Clara Valley Transportation Authority for an Order Authorizing Construction of an At-Grade Crossing of Hamilton Avenue (82D-5.6) by the Light Rail Transit Line of the Vasona Light Rail Project in the City of Campbell, County of Santa Clara; Proposed Decision of ALJ Walker
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ADVICE LETTER FILINGS

NONE

MISCELLANEOUS TRANSPORTATION ITEMS
Filings with Consumer Protection and Safety Division

NONE

MISCELLANEOUS TELECOMMUNICATION MATTERS

<u>Date Filed</u>	<u>Subject</u>
November 8, 2002	California High-Cost Fund-A Administrative Committee Fund: Notice of filing of payment letter(s) for payments to be made on November 20, 2002. Protests or comments may be submitted. All protests and comments must be filed by 12:00 p.m. on or before November 15, 2002 with John M. Leutza,

Director of the Telecommunications Division, California Public Utilities Commission, 505 Van Ness Avenue, San Francisco, CA 94102. These payment letters are available at:
<http://www.cpuc.ca.gov/static/industry/telco/public+programs/index.htm> or contact Hassan Mirza at (415) 703-1638.

November 8, 2002 The California High-Cost Fund-B Administrative Committee Fund: Notice of filing of payment letter(s) for payments to be made on November 20, 2002. Protests or comments may be submitted. All protests and comments must be filed by 12:00 p.m. on or before November 15, 2002 with John M. Leutza, Director of the Telecommunications Division, California Public Utilities Commission, 505 Van Ness Avenue, San Francisco, CA 94102. These payment letters are available at:
http://www.cpuc.ca.gov/static/industry/telco/public+programs/index.htm_or contact Hassan Mirza at (415) 703-1638.

November 8, 2002 The California Teleconnect Fund Administrative Committee Fund: Notice of filing of payment letter(s) for payments to be made on November 20, 2002. Protests or comments may be submitted. All protests and comments must be filed by 12:00 p.m. on or before November 15, 2002 with John M. Leutza, Director of the Telecommunications Division, California Public Utilities Commission, 505 Van Ness Avenue, San Francisco, CA 94102. These payment letters are available at:
<http://www.cpuc.ca.gov/static/industry/telco/public+programs/index.htm>, or you may contact Robert Weissman at (415) 703-1989.

November 8, 2002 The Universal Lifeline Telephone Service (ULTS) Trust Administrative Committee Fund: Notice of filing of payment letter(s) for payments to be made on November 20, 2002. Program payments to carriers are subject to ULTS surcharge remitted on or before November 12, 2002; therefore, these proposed payment letters may be revised for final payments. Protests or comments may be submitted. All protests and comments must be filed by 12:00 p.m. on or before November 15, 2002 with John M. Leutza, Director of the Telecommunications Division, California Public Utilities Commission, 505 Van Ness Avenue, San Francisco, CA 94102. These payment letters are available at:
<http://www.cpuc.ca.gov/static/industry/telco/public+programs/index.htm> or contact Hassan Mirza at (415) 703-1638.

TABLE OF SUBMISSION DATES FOR THE PRECEDING TWO WEEKS

11/4/02	A.02-03-016	Galvin - Application of Southern California Edison Company (U 338-E) for Approval of Fuel Hedging
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Cost recovery.

11/8/02	A.98-07-003	Barnett - Application of Pacific Gas and Electric Company for Verification, Consolidation, and Approval of Costs and Revenues in the Transition Revenue Account.
11/13/02	A.02-03-032	McVicar - In the Matter of the Application of California Water Service Company (U 60 W), a Corporation, for an Order Establishing a Moratorium on New Service Connections in Excess of 250 Service Connections in the Coast Springs Water System Division of the Redwood Valley District.

ADJOURNMENTS * RESETTINGS * HEARINGS CONCLUDED

R.02-06-001	Correction to the Daily Calendar of 11/13/02 Carew - Order Instituting Rulemaking on policies and practices for advanced metering, demand response, and dynamic pricing, Workshop (Working Group 2) held and concluded
A.02-03-046	Galvin – In the Matter of the Application of Apple Valley Ranchos Water Company (U 346 W) for Authority to Increase Rates (as authorized by NOI 02-03-017): In 2003 of \$2,775,000 or 27.1% above revenues generated by present rates, in 2004 of \$497,839 or 3.8% above the revenues generated by the rates proposed for 2003, in 2005 of \$507,422 or 3.7% above the 2004 revenue requirements, Evidentiary Hearing held and submitted upon the receipt of Reply Briefs due 12/20/02
A.02-05-004	Wetzell - Application of Southern California Edison Company (U 338-E) For Authority to, Among Other Things, Increase Its Authorized Revenues For Electric Service in 2003, And to Reflect That Increase in Rates, and

I.02-06-002 Wetzell - Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Edison Company, **Evidentiary Hearing held and continued to November 14**

REMOVALS FROM CALENDAR

C.02-09-041 Barnett – Rex H. Kilgore for Hock-It-To-Doc, Inc. vs. Allegiance Telecom of California, Inc., **Expedited Complaint Procedure scheduled for November 22 has been removed from the Calendar**

NEW SETTINGS

1/8/03	1:00 p.m.	(ECP) - Tex Ritter, Complainant, vs. Pacific Bell,
ALJ Patrick	C.02-10-044	Defendant,
		Petaluma Area Chamber of Commerce
		Conference Room
		800 Baywood Drive, Suite B
		Petaluma, CA

LAW AND MOTION

Law and Motion Hearings are held before **Administrative Law Judge Sarah R. Thomas** at 10:00 a.m. in one of the Commission's San Francisco Office Hearing Rooms, unless otherwise noted. Law and Motion procedures are governed by Resolution ALJ 164. Copies of Resolution ALJ 164 are available from the Commission's Documents Desk (415) 703-1713 or from Central Files (415) 703-2045.

11/25/02	10:00 a.m.	NONE SCHEDULED
12/2/02	10:00 a.m.	NONE SCHEDULED
12/9/02	10:00 a.m.	NONE SCHEDULED

FINAL ORAL ARGUMENTS (FOA)

NONE

HEARINGS

Dates in parentheses following the word “also” are subject to change without notice. The assigned Commissioner’s name is listed next to the proceedings as matter of record; the assigned Commissioner may not be present at the hearing.

<i>(PHC) = Prehearing Conference</i>	<i>(WS) = Workshop</i>
<i>(EH) = Evidentiary Hearing</i>	<i>(FPH) = Full Panel Hearing</i>
<i>(PPH) = Public Participation Hearing</i>	<i>(AH) = Arbitration Hearing</i>
<i>(IAM) = Initial Arbitration Meeting</i>	<i>(CA) = Closing Argument</i>
<i>(M) = Mediation</i>	<i>(LM) = Law & Motion</i>
<i>(ECP) = Expedited Complaint Procedure</i>	<i>(OA) = Oral Argument</i>
<i>(OSC) = Order to Show Cause</i>	

11/14/02	9:00 a.m.	(EH) - Application of Southern California Edison Company (U 338-E) For Authority to, Among Other Things, Increase Its Authorized Revenues For Electric Service in 2003, And to Reflect That Increase in Rates, and
ALJ Wetzell	A.02-05-004	
Comr Wood		

	I.02-06-002	(EH) - Investigation on the Commission’s Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Edison Company, Commission Courtroom, San Francisco (also November 15; November 18 – 22; November 25 – 27; December 2 – 6; December 9 – 13; December 16 – 20; December 23 – 24, 26 – 27; December 30 – 31, January 2 – 3; January 6 – 10; January 13 – 17; and January 21 – 24)
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11/15/02	10:00 a.m.	(PHC) - Order Instituting Investigation into the Operations and Practices of Verizon (formerly GTE California Incorporated) with respect to its Individual Case Basis Contracts,
ALJ McVicar	I.02-04-027	Commission Courtroom, San Francisco
Comr Peevey		

11/18/02 ALJ Rosenthal Comr Duque	10:00 a.m. A.02-08-006	(PPH and PHC) – Application of Union Pacific Railroad Company for an Order Declaring and Adjudicating the Legal Status of the Cal Poly Crossing at Milepost 246.9 in the City of San Luis Obispo and County of San Luis Obispo, State of California, the Necessity for Keeping the Crossing Open, and the Need For Safety Improvements and Apportionment Of Costs, Church of Jesus Christ Latter-day Saints 651 Foothill Blvd San Luis Obispo, CA
11/18/02 ALJ Carew Comr Peevey	10:00 a.m. R.02-06-001	(WS – Working Group 3) - Order Instituting Rulemaking on policies and practices for advanced metering, demand response, and dynamic pricing, Commission Auditorium, San Francisco
11/19/02 ALJ Bemdesderfer Comr Peevey	10:00 a.m. A.02-07-050	(PHC) - In the Matter of the Application of SBC Pacific Bell Telephone Company (U 1001 C), a corporation, for Authority to Categorize Local DA Service as a Category III Service, Commission Courtroom, San Francisco
11/19/02 ALJ Walker Comr Brown	10:00 a.m. C.02-07-008	(PHC) – Teltrex Management Corporation, Complainant, vs. Pacific Bell, Defendant, Commission Courtroom, San Francisco
11/19/02 ALJ Carew Comr Peevey	10:00 a.m. R.02-06-001	(WS – Working Group 2) - Order Instituting Rulemaking on policies and practices for advanced metering, demand response, and dynamic pricing, Commission Courtroom, San Francisco
11/20/02 ALJ McVicar Comr Wood	1:30 p.m. A.02-09-030	(PHC) - In the Matter of the Application of the CALIFORNIA-AMERICAN WATER COMPANY (U 210 W) for an order authorizing it to increase its rates for water service in its Sacramento District to increase revenues by \$8,198,700 in the year 2003; and \$1,955,000 in the year 2004, and
	A.02-09-031	(PHC) - In the Matter of the Application of the CALIFORNIA-AMERICAN WATER COMPANY (U 210 W) for an order authorizing it to increase its rates for water service in its Larkfield District to increase revenues by \$512,800 in the year 2003; and \$96,900 in the year 2004, and

	A.02-09-032	(PHC) - In the Matter of the Application of the CALIFORNIA-AMERICAN WATER COMPANY (U 210 W) for an order authorizing it to increase its rates for water service in its Felton District to increase revenues by \$410,200 in the year 2003; \$101,200 in 2004; and \$31,000 in the year 2005, and
	A.02-09-033	(PHC) - In the Matter of the Application of the CALIFORNIA-AMERICAN WATER COMPANY (U 210 W) for an order authorizing it to increase its rates for water service in its Montara District to increase revenues by \$234,200 in the year 2003; \$38,200 in 2004; and \$45,000 in the year 2005, Commission Courtroom, San Francisco
11/20/02 ALJ Jones Comr Brown	2:00 p.m. and 7:00 p.m. C.02-06-010	(PPH) - County of Nevada, Complainant, vs. SBC Pacific Bell, Defendant, Penn Valley Fire Station 10513 Spenceville Road Penn Valley, CA
11/21/02 ALJ Jones Comr Brown	10:00 a.m. C.02-06-010	(EH) - County of Nevada, Complainant, vs. SBC Pacific Bell, Defendant, Penn Valley Fire Station 10513 Spenceville Road Penn Valley, CA
11/22/02 ALJ Barnett	1:00 p.m. C.02-10-002	(ECP) – Howard Kavoussi, complainant, vs. Southern California Edison Company, defendant, Commission Courtroom, State Office Building 320 West 4th Street Los Angeles, CA
11/22/02 ALJ Barnett	1:30 p.m. C.02-08-031	(ECP) – Herbert B. and Maunaloa T. Avery vs. Southern California Gas Company, Commission Courtroom, State Office Building 320 West 4th Street Los Angeles, CA
11/25/02 ALJ Simon Comr Brown	10:00 a.m. C.02-06-037	(EH) - Saul Martinez, Complainant, vs. Southern California Edison Company, Defendant, Commission Courtroom, State Office Building 320 West 4th Street Los Angeles, CA

11/26/02 ALJ Carew Comr Peevey	10:00 a.m. R.02-06-001	(WS – Working Group 3) - Order Instituting Rulemaking on policies and practices for advanced metering, demand response, and dynamic pricing, Energy Resources, Conservation and Development Commission (CEC) Building Hearing Room A 1516 9th Street Sacramento, CA
11/26/02 ALJ Grau Comr Peevey	1:30 p.m. C.02-09-045	(PHC) - Mpower Communications Corp., Complainant, vs. Pacific Bell Telephone Company, Defendant, Commission Courtroom, San Francisco
12/3/02 ALJ Duda Comr Wood	9:00 a.m. A.01-02-024	(WS) - Joint Application of AT&T Communications of California, Inc. (U 5002 C) and WorldCom, Inc. for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Switching in Its First Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and
	A.01-02-035	(WS) – Application of AT&T Communications of California, Inc. (U 5002 C) and WorldCom, Inc. for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Loops in Its First Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and
	A.02-02-031	(WS) – Application of The Telephone Connection Local Services, LLC (U 5522 C) for the Commission to Reexamine the Recurring Costs and Prices of the DS-3 Entrance Facility Without Equipment in Its Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and
	A.02-02-032	(WS) – Application of AT&T Communications of California, Inc. (U 5002 C) and WorldCom, Inc. for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Interoffice Transmission Facilities and Signaling Networks and Call-Related Databases in Its Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and

	A.02-02-034	(WS) – Application of Pacific Bell Telephone Company (U 1001 C) for the Commission to Reexamine the Costs and Prices of the Expanded Interconnection Service Cross-Connect Network Element in the Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and
	A.02-03-002	(WS) – Application of XO California, Inc. (U 5553 C) for the Commission to Reexamine the Recurring Costs of DS1 and DS3 Unbundled Network Element Loops in Its Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, Commission Courtroom, San Francisco (also December 4 - 5 at Hiram Johnson State Building, 455 Golden Gate Avenue, San Francisco)
12/3/02 ALJ Walker Comr Peevey	10:00 a.m. A.02-05-033	(EH) - In the matter of the Application of Suburban Water Systems (U 339-W) for authority to increase rates: In 2003 \$9,919,002, or 27.2% above the revenues generated by present rates, in 2004 \$1,447,692 or 3.1% above the revenues generated by the rates proposed for 2003, in 2005 \$1,597,008 or 3.3% above the 2004 revenue requirements, Commission Courtroom, State Office Building 320 West 4th Street, Suite 500 Los Angeles, CA (also December 4 - 6)
12/3/02 ALJ Vieth Comr Peevey	10:00 a.m. C.02-09-035	(TELEPHONIC PHC) - Industry Entertainment, Complainant, vs. SBC Pacific Bell, Defendant, Commission Courtroom, San Francisco
12/3/02 ALJ Carew Comr Peevey	10:00 a.m. R.02-06-001	(WS – Working Group 2) - Order Instituting Rulemaking on policies and practices for advanced metering, demand response, and dynamic pricing, Commission Courtroom, San Francisco

12/3/02 ALJ Patrick	1:00 p.m. C.02-10-026	(ECP) – Jerome T. Pasto, Complainant, vs. Pacific Bell, Defendant, Employment Development Department 722 Capitol Mall, Room 4079 Sacramento, CA
12/4/02 ALJ Carew Comr Peevey	2:00 p.m. R.02-06-001	(WS – Working Group 1) - Order Instituting Rulemaking on policies and practices for advanced metering, demand response, and dynamic pricing, Commission Auditorium, San Francisco
12/9/02 ALJ Maloney Comr Duque	9:00 a.m. C.02-05-035	(EH) - Breuer, Inc., Complainant, vs. Del Oro Water Company, Inc., Defendant, Commission Courtroom, San Francisco (also December 10 and December 12)
12/10/02 ALJ Carew Comr Peevey	10:00 a.m. R.02-06-001	(WS – Working Group 2) - Order Instituting Rulemaking on policies and practices for advanced metering, demand response, and dynamic pricing, Commission Courtroom, San Francisco
12/12/02 ALJ Simon Comr Peevey	10:00 a.m. A.02-05-065	(EH) - In the Matter of the Application of the CITY OF RICHMOND for an order preserving the wigwag warning devices at the Richmond Avenue Crossing in the City of Richmond, Contra Costa County, California, Commission Courtroom, San Francisco (also December 13)
12/17/02 ALJ Walker Comr Brown	1:30 p.m. C.02-07-044	(PHC) - The Utility Consumers' Action Network (UCAN), Complainant, vs. Pacific Bell Telephone Company, AOL-Time Warner, Inc., Does 1-100, Defendants, Commission Courtroom, San Francisco
12/18/02 ALJ Ryerson Comr Peevey	9:30 a.m. I.97-07-018	(EH) - Investigation on the Commission's Own Motion Into the Operations, Practices, Rates and Charges of Hillview Water Company, Inc., a corporation, and Roger L. Forrester, the principal shareholder and president, Respondents, Oakhurst Community Center 39800 Road 425B Oakhurst, CA (also December 19)

12/18/02 ALJ Patrick	1:00 p.m. C.02-10-043	(ECP) - John A. Davis, Complainant, vs. AT&T Communications of California, Inc., Defendant, Stockton State Office Building 31 East Channel Street, Room A10 Stockton, CA
12/20/02 ALJ Barnett	12:00 Noon C.02-10-041	(ECP) - Tangiers Motel, c/o Rajubhai Patel, Complainant, vs. Pacific Bell, Defendant, Commission Courtroom, State Office Building 320 West 4th Street, Suite 500 Los Angeles, CA
1/8/03 ALJ Patrick	1:00 p.m. C.02-10-044	(ECP) - Tex Ritter, Complainant, vs. Pacific Bell, Defendant, Petaluma Area Chamber of Commerce Conference Room 800 Baywood Drive, Suite B Petaluma, CA
1/14/03 ALJ Econome Comr Duque	9:00 a.m. A.02-07-025	(EH) - Application of Bakman Water Company (U 219 W) for Authority to: (1) Remove the Proceeds of Water Contamination Lawsuits From Contributions-In-Aid-of Construction, (2) Increase Rate Base, and (3) Recover Increased Revenue Requirements in Rates, Commission Courtroom, San Francisco (also January 15)
1/15/03 ALJ Sullivan Comr Brown	10:00 a.m. A.02-05-034	(EH) – Application of Gary Wayne Shurtliff to Obtain a Household Goods Carrier Permit Pursuant to the Household Goods Carrier Act, contained in Division 2, Chapter 7 of the California Public Utilities Code (sections 5101 et. Seq.), Commission Courtroom, State Office Building 320 West 4th Street Los Angeles, CA
1/16/03 ALJ Rosenthal Comr Peevey	10:00 a.m. A.02-02-018	(EH) - Application of THE BURLINGTON NORTHERN SANTA FE RAILWAY COMPANY for an order closing Avenue 13, CPUC Crossing No. 2-1016.3, D.O.T. No. 028-603-E, at its intersection with Applicant's main track Madera County, California, Commission Courtroom, San Francisco (also January 17)

1/17/03 ALJ Evans Comr Duque	10:00 a.m. A.02-01-004	(PHC) - In the Matter of the Application of the KERMAN TELEPHONE CO. (U 10122 C) to Restructure Intrastate Rates and Charges for Telephone Services Furnished Within the State of California, Commission Courtroom, San Francisco
1/17/03 ALJ Simon Comr Peevey	11:00 a.m. C.02-07-038	(EH) – Daniel A. Stock, Complainant, vs. Southern California Edison Company, Defendant, Commission Courtroom, State Office Building 320 West 4th Street Los Angeles, CA
1/27/03 ALJ Bushey Comr Brown	10:00 a.m. A.01-09-012	(EH) - In the Matter of the Application of the City of San Diego for an order authorizing modification of an existing at-grade crossing on three light rail vehicle tracks and one heavy rail track of the Metropolitan Transit Development Board, and one heavy rail track of the Burlington Northern and Santa Fe Railway Company, at Park Boulevard, in the City of San Diego, San Diego County, California, Commission Courtroom, San Francisco (also January 28 – 31)
1/28/03 ALJ Simon Comr Wood	10:00 a.m. C.02-07-020	(EH) - City Of Delano, Complainant, vs. Union Pacific Railroad Company, Defendant, The Delano City Hall Council Chambers 1015 11th Avenue Delano, CA (also January 29 – 31)
2/13/03 ALJ DeBerry Comr Peevey	10:00 a.m. A.02-04-001	(EH) - In the Matter of the Application of Southern California Water Company for a Certificate of Public Convenience and Necessity Pursuant to Public Utilities Code Section 1001 to Construct an 8.4 MW Natural Gas-Fueled Generator Facility in its Bear Valley Electric Service Division, Commission Courtroom, San Francisco (also February 14)
2/18/03 ALJ Evans Comr Duque	10:00 a.m. A.02-01-004	(EH) - In the Matter of the Application of the KERMAN TELEPHONE CO. (U 10122 C) to Restructure Intrastate Rates and Charges for Telephone Services Furnished Within the State of California, Commission Courtroom, San Francisco (also February 19 – 21 and February 24 – 28)

2/25/03 ALJ Barnett Comr Lynch	10:00 a.m. A.01-06-041	(EH) - In the Matter of the Application of SIERRA PACIFIC POWER COMPANY (U-903-E) for an Order Authorizing an Immediate Interim Rate Increase, Subject to Refund, and for Consideration of a Rate Stabilization Plan, Commission Courtroom, San Francisco (also February 26 – 28)
3/3/03 ALJ Duda Comr Wood	10:00 a.m. A.01-02-024	(EH) - Joint Application of AT&T Communications of California, Inc. (U 5002 C) and WorldCom, Inc. for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Switching in Its First Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and
	A.01-02-035	(EH) - Application of AT&T Communications of California, Inc. (U 5002 C) and WorldCom, Inc. for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Loops in Its First Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and
	A.02-02-031	(EH) - Application of The Telephone Connection Local Services, LLC (U 5522 C) for the Commission to Reexamine the Recurring Costs and Prices of the DS-3 Entrance Facility Without Equipment in Its Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and
	A.02-02-032	(EH) - Application of AT&T Communications of California, Inc. (U 5002 C) and WorldCom, Inc. for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Interoffice Transmission Facilities and Signaling Networks and Call-Related Databases in Its Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and

	A.02-02-034	(EH) - Application of Pacific Bell Telephone Company (U 1001 C) for the Commission to Reexamine the Costs and Prices of the Expanded Interconnection Service Cross-Connect Network Element in the Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and
	A.02-03-002	(EH) - Application of XO California, Inc. (U 5553 C) for the Commission to Reexamine the Recurring Costs of DS1 and DS3 Unbundled Network Element Loops in Its Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, Commission Courtroom, San Francisco (also March 4 - 7)
3/10/03 ALJ Wong Comr Lynch	10:00 a.m. A.01-10-011	(EH) - Application of Pacific Gas and Electric Company Proposing a Market Structure and Rules for the Northern California Natural Gas Industry for the Period Beginning January 1, 2003 as Required by Commission Decision 01-09-016. (U 39 G), Commission Courtroom, San Francisco (also March 11 - 14 and March 17 - 19 if needed at 9:00 a.m.)
3/17/03 ALJ Vieth Comr Wood	9:00 a.m. I.02-06-003	(EH) - Investigation on the Commission's own motion into the operations, practices, and conduct of Pacific Bell Wireless LLC dba Cingular Wireless, U-3060, U-4135 and U-4314, and related entities (collectively "Cingular") to determine whether Cingular has violated the laws, rules and regulations of this State in its sale of cellular telephone equipment and service and its collection of an Early Termination Fee and other penalties from consumers, Commission Courtroom, San Francisco (also March 18 - 21 and March 24 - 27)
3/24/03 ALJ Kenney Comr Lynch	10:00 a.m. R.01-09-001	(EH) - Order Instituting Rulemaking on the Commission's Own Motion to Assess and Revise the New Regulatory Framework for Pacific Bell and Verizon California Incorporated, and

I.01-09-002 **(EH)** - Order Instituting Investigation on the Commission's Own Motion to Assess and Revise the New Regulatory Framework for Pacific Bell and Verizon California Incorporated,
Commission Courtroom, San Francisco
(also March 25 – 28, April 1 – 4, and April 7 – 8 at 9:00 a.m.)

NOTICE OF DENIAL OF REQUEST FOR EX PARTE MEETING

*On September 20, 1996, the Commission adopted Resolution ALJ 169 regarding the "Filing of Notice of Denial of Request for Ex Parte Meeting." The resolution implements an interim procedure whereby a party whose written request for an ex parte meeting with a Commissioner has been denied will be allowed to file a notice of such denial. Copies of Resolution ALJ 169 are available from the Commission's Central Files Office at 505 Van Ness Avenue, Room 2002, San Francisco; telephone (415) 703-2045. **Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.***

NONE

NOTICE OF ALL-PARTY MEETINGS (PU Code § 1701.3(c))

NONE

NOTICE OF EX PARTE COMMUNICATIONS

Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.

10/24/02 A02-01-035 Southern California Edison Company (U 338-E), for an Order Approving Proposed Qualifying Facility Contract Amendments, Agreements and Certain Amendments thereof Executed after July 31, 2001; and Authorizing [Edison's] Recovery of Payments under the Proposed Contract Agreements and Amendments.

Summary: On October 23, 2002, Steven L. Toth, Director of California Government Relations of Watson Cogeneration Company (Watson), sent separate identical letters (attached to the notice) to Pres. Lynch and Cmmr. Brown. The letter addressed Watson's concerns and requests that the Commission consider issuing an interim opinion in the proceeding.

Filer: Watson Cogeneration Company

Contact: Nancy Arroyo

Phone: (213) 633-6820

10/29/02 R02-01-011 Order Instituting Rulemaking regarding the implementation of the suspension of direct access pursuant to Assembly Bill 1X and Decision 01-09-060.

Summary: *THIS IS AN AUGMENTED NOTICE OF AN EX PARTE COMMUNICATION THAT WAS FILED ON OCTOBER 17, 2002 AND APPEARED IN THE CALENDAR OF OCTOBER 30, 2002.* On October 15, 2002, William Booth, counsel for the California Large Energy Consumers Association, attended an all-party meeting with Cmmr. Duque in San Francisco. Also present was Laura Krannawitter, advisor to Cmmr. Duque. Written material (attached to the notice) was used. Booth stated it is not possible to set a uniform state-wide indifference fee for the direct access (DA) customers. Booth stated that the fee must be differentiated by utility because the total portfolio method adopted in the proposed decision (PD) looks to both the utility generation assets and the Department of Water Resources contracts, and a uniform fee would require the use of one utility's generation assets to in effect subsidize the fee to be paid by a DA customers situated in another utility's service territory. Booth advocated a 'backcast' approach to establishment of the indifference fee. Booth stated that the PD's proposal to forecast a fee for one year in advance and then to perform a true-up would involve a great deal of modeling work. Booth urged the use of a simpler approach. Booth also explained that while the combination of exit fees are certain to exceed a 2.7 cent cap in 2003, that is not a surprise nor should be alarming.

Filer: California Large Energy Consumers Association

Contact: Christie Booth

Phone: (925) 296-2460

10/30/02 A01-02-024 AT&T Communications of California, Inc. and WorldCom, Inc., for the Commission to reexamine the recurring costs and prices of unbundled switching in its first annual review of unbundled network element costs pursuant to Ordering Paragraph 11 of D99-11-050.

 A01-02-035 AT&T Communications of California, Inc. and WorldCom, Inc., for the Commission to reexamine the recurring costs and prices of unbundled loops in its first annual review of unbundled network element

	costs pursuant to Ordering Paragraph 11 of D.99-11-050.
A02-02-031	Telephone Connection Local Services, LLC (U5522-C), for the Commission to Reexamine the Recurring Costs and Prices of the DS-3 Entrance Facility Without Equipment in its Second Annual Review of Unbundled Network Element Costs pursuant to Ordering Paragraph 11 of D99-11-050.
A02-02-032	AT&T Communications of California, Inc. and WorldCom, Inc., for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Interoffice Transmission Facilities and signaling Networks and Call-Related Databases in its Second Annual Review of Unbundled Network Element Costs pursuant to Ordering Paragraph 11 of D99-11-050.
A02-02-034	Pacific Bell Telephone Company (U 1001 C), for the Commission to Re-Examine the Costs and Prices of the Expanded Interconnection Service Cross-Connect Network Element in the Second Annual Review of Unbundled Network Element Costs pursuant to D99-11-050.
A02-03-002	XO California, Inc. (U 5553 C), for the Commission to Re-Examine the Recurring Costs of DS1 and DS3 Unbundled Network Element Loops provided by Pacific Bell Telephone Company, as and for the Commission's Second Triennial Review of Recurring Unbundled Network Element Costs pursuant to Ordering Paragraph 11 of D00-11-050.

Summary: On October 25, 2002, Edward E. Whitacre Jr., Chairman and Chief Executive Officer, SBC Communications, Inc., met with Pres. Lynch, Cmmr. Brown, Cmmr. Peevey, and Cmmr. Wood in four separate meetings. The meetings with Pres. Lynch, Cmmr. Brown and Cmmr. Wood took place in San Francisco; meeting with Cmmr. Peevey – at the California Club in Los Angeles. At the meeting with Cmmr. Brown, also present was Peter Hanson, advisor to Cmmr. Brown, and with Cmmr. Wood – Tom Long, advisor to Cmmr. Wood, and Helen Mickiewicz of the Legal Division. Lora K. Watts, President, SBC Pacific Bell Telephone Company, participated in all four meetings. Whitacre urged the Commission to rectify the current unsustainable pricing scheme and adopt cost-based unbundled network element (UNE) prices that would allow SBC Pacific Bell to recover its costs and cost of capital. Whitacre stated that cost-based UNE pricing would provide proper economic signals to the market and create the competitive environment that the Telecommunications Act of 1996 envisioned.

Filer: Pacific Bell Telephone Company

Contact: Thomas Selhorst

Phone: (415) 542-7715

10/30/02 A02-05-004 Southern California Edison Company (U 338-E), for Authority to Increase, among other things, its Authorized Revenues for Electric Service in 2003, and to Reflect that Increase in Rates.

Summary: On October 25, 2002, Mark Pocta of the Office of Ratepayer Advocates (ORA) met with Cmmr. Wood in San Francisco. Also present were Manuel Ramirez and Steven Weissman, advisors to Cmmr. Wood, Regina Birdsell (by conference call), Tom Thompson and Bernard Ayanruoh of the ORA, and Don Lafrenz and Valerie Beck of the Energy Division. Written material was used. Pocta explained that the reasons for ORA's lower revenue requirement estimate was a result of estimating methodology, use of different historical data to develop the forecast for plant balances, O&M and A&G expenses. Thompson provided an overview of ORA's recommendations on consumer issues specifically on customer guarantees programs and customer payment options.

Filer: Office of Ratepayer Advocates - Leavengood

Contact: Rosario Espino

Phone: (415) 703-1858

10/30/02 A02-05-022 Pacific Gas and Electric Company, for authority to establish its authorized rates of return on common equity for electric utility operations and gas distribution for test year 2003.
A02-05-025 And Related Matters.
A02-05-026
A02-05-031

Summary: On October 25, 2002, Steve Linsey of the Office of Ratepayer Advocates (ORA) met with Kevin Coughlan, advisor to Cmmr. Peevey, in San Francisco. Also present were Lynne McGhee, advisor to Cmmr. Duque, and Jan Reid and Joseph Abhulimen of ORA. Written material was used. ORA representatives stated that the proposed decision is flawed because it would raise the utilities return on equity (ROE) when interest rates are declining, fails to consider the fact that Pacific Gas and Electric Company (PG&E) and Southern California Edison Company customers have already been assessed significant rate increases, fails to properly consider diversifiable risk, confused the difference between authorized and actual capital structure, disregards the evidence that smaller firms are riskier than large firms, and inappropriately sets a ROE 20 basis points higher for PG&E's electric operations than for its gas operations.

Filer: Office of Ratepayer Advocates - Cagen

Contact: Aniana Schwankl

Phone: (415) 703-1990

10/31/02 A99-08-050 Wickland Pipelines LLC, for authorization to increase membership contributions and for approval of rates and conditions of service.

Summary: On October 29, 2002, Dan Carroll, counsel for the Reclamation District No.

537 (District), met with Steven Weissman, advisor to Cmmr. Wood, in San Francisco. Also present was David Aladjem, counsel for the District. Aladjem and Carroll noted that the District has been in existence since 1903 and that its primary purpose is flood control and drainage. Aladjem and Carroll stated that the placement of the proposed pipeline along the toe ditch of the District's levee could have an impact on the District's ability to carry out its public safety function. Aladjem and Carroll stated that the District has not yet had an opportunity to determine whether levee repairs during times of emergency could be considered 'improvements' such that the statute could theoretically forbid the District from carrying its statutory duties. Carroll and Aladjem also noted concern over the lack of notice of this proceeding to the District. The District's representatives also explained that although as a pipeline corporation Wickland Pipelines need not obtain a certificate of public convenience and necessity, it is still subject to the Commission jurisdiction under Public Utilities Code Section 701. The District's representatives also explained that there are District constituents that believe it is vital for the pipeline to be buried more deeply. The District's representatives requested that the Commission reopen the proceeding for hearings on these important issues.

Filer: Reclamation District No. 537

Contact: Marian Lyons

Phone: (916) 441-0131

10/31/02 A99-08-050 Wickland Pipelines LLC, for authorization to increase membership contributions and for approval of rates and conditions of service.

Summary: On October 29, 2002, Dan Carroll, counsel for the Reclamation District No. 537 (District), met with Kevin Coughlan, advisor to Cmmr. Peevey, in San Francisco. Also present was David Aladjem, counsel for the District. Aladjem and Carroll noted that the District has been in existence since 1903 and that its primary purpose is flood control and drainage. Aladjem and Carroll stated that the placement of the proposed pipeline along the toe ditch of the District's levee could have an impact on the District's ability to carry out its public safety function. Aladjem and Carroll stated that the District has not yet had an opportunity to determine whether levee repairs during times of emergency could be considered 'improvements' such that the statute could theoretically forbid the District from carrying its statutory duties. Carroll and Aladjem also noted concern over the lack of notice of this proceeding to the District. The District's representatives also explained that although as a pipeline corporation Wickland Pipelines need not obtain a certificate of public convenience and necessity, it is still subject to the Commission jurisdiction under Public Utilities Code Section 701. The District's representatives also explained that there are District constituents that believe it is vital for the pipeline to be buried more deeply. The District's representatives requested that the Commission reopen the proceeding for hearings on these important issues.

Filer: Reclamation District No. 537

Contact: Marian Lyons

Phone: (916) 441-0131

10/31/02 R02-01-011 Order Instituting Rulemaking regarding the implementation of the suspension of direct access pursuant to Assembly Bill 1X and Decision 01-09-060.

Summary: On October 29, 2002, Lee Schavrien, Vice President of Sempra Energy Utilities (SEU), met with Kevin Coughlan, advisor to Cmmr. Peevey, in San Francisco. Also present were Billy Blattner, CPUC Relations Manager for SEU, and Mark Ward, Regulatory Projects Manager, and Jeff Trace, Business and Economics Advisor, for San Diego Gas & Electric Company (SDG&E). Schavrien stated that SDG&E proposed a levelized, hybrid statewide/utility-specific exit fee, that would preserve bundled customer indifference, eliminate regional disparities that could kill direct access (DA), and total 2.7 cents/kWh when combined with the bond charge and CTC rate. Schavrien and Trace stated that although the proposed and alternate decisions prioritize collection of bond and CTC charges below exit fees, the law requires that these charges are non-bypassable. Schavrien and Trace also explained that SDG&E does not have headroom to cover those charges. Ward pointed out the Commission precedent for a hybrid approach. Ward stated that using a utility-specific exit fee, SDG&E cannot collect its existing unbundled CTC rate under any of the proposed cap. Ward noted that this distinction is unique to SDG&E as the only utility to have an unbundled CTC rate.

Filer: Sempra Energy Utilities

Contact: Renee Le Camus

Phone: (415) 202-9986

Summary: On October 29, 2002, Mark Ward, Regulatory Projects Manager, San Diego Gas & Electric Company (SDG&E), met with Kevin Coughlan, advisor to Cmmr. Peevey, in an all-party meeting in San Francisco. Also present were Peter Hanson and Belinda Gatti, advisors to Cmmr. Brown, Manuel Ramirez and Steve Weissman, advisors to Cmmr. Wood, Lynne McGhee, advisor to Cmmr. Duque, Lee Schavrien, Vice President, and Billy Blattner, CPUC Relations Manager, for Sempra Energy Utilities (SEU), Jeff Trace, Business and Economics Advisor, for SDG&E, and other attendees. Ward explained that under a 2.7 cents/kWh cap, it would take until 2025 for direct access (DA) customers in SDG&E's service territory to pay all Department of Water Resources (DWR) costs and until 2032 to pay all CTC costs, resulting in a maximum undercollection of \$460 million in 2011. Ward asserted that a cap of 3.6 cents/kWh would be necessary to pay off all costs in 15 years, resulting in a maximum undercollection of \$310 million. Ward explained that these figures are based on a utility-specific rather than statewide exit fee. Ward also indicated that SDG&E's CTC recovery delay was due to the fact that, under a capped, utility-specific DA exit fee, SDG&E would be unable to collect any of its remaining tail CTC for a number of years.

Filer: Sempra Energy Utilities

Contact: Renee Le Camus

Phone: (415) 202-9986

Summary: On October 29, 2002, C. James McMahon of Navigant Consulting, Inc. (Navigant), consultant to the California Department of Water Resources (DWR), met with Kevin Coughlan, advisor to Cmmr. Peevey, in an all-party meeting in San

Francisco. Also present were Peter Hanson and Belinda Gatti, advisors to Cmmr. Brown, Manuel Ramirez and Steve Weissman, advisors to Cmmr. Wood, Lynne McGhee, advisor to Cmmr. Duque, and Andrew Ulmer, counsel for DWR. DWR representatives identified the following major differences between the assumptions contained in the models presented by Navigant and Henwood Energy Services, Inc. (Henwood): the forecast of prices obtained by DWR for off-system sales, capacity additions in 2003 and future years, gas price forecasts and load forecasts. DWR representatives explained that DWR could not provide a detailed comparison because the assumptions underlying the model of Henwood had not been disclosed.

Filer: California Department of Water Resources

Contact: Martina Hassett

Phone: (415) 773-1790

11/1/02	R93-04-003	Commission Order Instituting Rulemaking on Commission's own motion to govern open access to bottleneck services and establish a framework for network architecture development of dominant carrier networks and
	I93-04-002	Commission Order Instituting Investigation on the Commission's own motion into open access and network architecture development of dominant carrier networks.

Summary: On October 29, 2002, Eric Batongbacal, Executive Director – Regulatory Matters, for Pacific Bell Telephone Company (SBC Pacific Bell), sent a cover memorandum with the attached notice from the Public Utility Commission of Texas to Fassil Fenikile, advisor to Cmmr. Duque, Tom Long, advisor to Pres. Lynch, Jonathan Lakritz, advisor to Cmmr. Wood, Lester Wong, advisor to Cmmr. Peevey, Robert Wullenjohn, advisor to Cmmr. Brown, and John Leutza, Director, and Ting Yuen, of the Telecommunications Division. A copy of the correspondence is attached to the notice.

Filer: Pacific Bell Telephone Company, dba SBC Pacific Bell

Contact: Claudia Barros

Phone: (415) 542-3820

11/1/02	A00-10-045	San Diego Gas & Electric Company, for an order implementing Assembly Bill 265.
	A01-01-044	San Diego Gas & Electric Company, for Authority to Implement an Electric Rate Surcharge to Manage the Balance in the Energy Rate Ceiling Revenue Shortfall Account.

Summary: On October 29, 2002, Lee Schavrien, Vice President Regulatory Affairs, Sempra Energy Utilities (SEU), met with Kevin Coughlan, advisor to Cmmr. Peevey, in San Francisco. Also present was Leslie Katz, Regional Vice President, for SEU. Schavrien stated that if the Commission were to just reflect what the proposed decision (PD) said the ROE recommendation for San Diego Gas & Electric Company (SDG&E) would be at least 11.4%. Schavrien further stated that the PD correctly reflects that AA

bond rates decreased for the other IOU's but increased by 129 basis points for SDG&E; however, the PD fails to reflect that increase in its recommendation. Schavrien stated further that in a departure from the language stating that the PD would adopt the high end of the range and contrary to what was proposed for the other two IOUs, it adopts the mid-point of SDG&E's range which was 50 basis points lower than the high end of the range. Katz stated that SDG&E believes that the PD ignores the facts in the case when it selected a lower reasonable range for SDG&E and in fact, SDG&E should be treated comparably to Southern California Edison Company and Pacific Gas and Electric Company.

Filer: Sempra Energy Utilities

Contact: Renee Le Camus

Phone: (415) 202-9986

11/1/02 A01-03-036 San Diego Gas & Electric Company, for a Certificate of Public Convenience and Necessity for the Valley-Rainbow 500 kV Interconnect Project.

Summary: On October 29, 2002, Marc Mihaly, an attorney for Save Southwest Riverside County (SSRC), met with Cmmr. Peevey in North Hollywood. Also present were Charles Winner and Marilyn Rosenthal, consultant to SSRC and the Cities of Temecula, Hemet and Murrieta. Mihaly suggested that the Commission should dismiss the application at this phase as the Administrative Law Judge has recommended to help ensure San Diego Gas & Electric Company engages in true integrated resource planning. Mihaly described the benefits of adding generation in San Diego, the nature of the LEAPs project and the resources potentially available from Mexico. Mihaly indicated that although some transmission projects might be justified on economic grounds, the Valley-Rainbow Interconnect Project is not such a project.

Filer: Save Southwest Riverside County, the City of Temecula, and the Pechanga Development Corporation

Contact: Osa Armi

Phone: (415) 552-7272

11/1/02 A01-09-004 Southern California Edison Company (U 338-E), to Review and Recover Transition Cost Balancing Account Entries from July 1, 2000 through June 30, 2001 and Various Generation-Related Memorandum Account Entries.

Summary: On October 30, 2002, Hallie Yacknin, Assistant General Counsel and Attorney for the Office of Ratepayer Advocates (ORA), forwarded a letter (attached to the notice) to ALJ Barnett.

Filer: Office of Ratepayer Advocates - Reiger

Contact: Sue Muniz

Phone: (415) 703-1858

11/1/02 A02-05-031 San Diego Gas & Electric Company, for authority
(i) to increase its authorized return on common equity,
(ii) to adjust its authorized embedded costs of debt and

preferred stock, (iii) to increase its overall rate of return, and (iv) to revise its electric distribution and gas rates accordingly, and for related substantive and procedural relief.

Summary: On October 29, 2002, Lee Schavrien, Vice President Regulatory Affairs, Sempra Energy Utilities (SEU), met with Kevin Coughlan, advisor to Cmmr. Peevey, in San Francisco. Also present was Leslie Katz, Regional Vice President, for SEU. Schavrien stated that if the Commission were to just reflect what the proposed decision (PD) said the ROE recommendation for San Diego Gas & Electric Company (SDG&E) would be at least 11.4%. Schavrien further stated that the PD correctly reflects that AA bond rates decreased for the other IOU's but increased by 129 basis points for SDG&E; however, the PD fails to reflect that increase in its recommendation. Schavrien stated further that in a departure from the language stating that the PD would adopt the high end of the range and contrary to what was proposed for the other two IOUs, it adopts the mid-point of SDG&E's range which was 50 basis points lower than the high end of the range. Katz stated that SDG&E believes that the PD ignores the facts in the case when it selected a lower reasonable range for SDG&E and in fact, SDG&E should be treated comparably to Southern California Edison Company and Pacific Gas and Electric Company.

Filer: Sempra Energy Utilities

Contact: Renee Le Camus

Phone: (415) 202-9986